

ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code section 68B.32A, the Iowa Ethics and Campaign Disclosure Board hereby amends Chapter 8, "Executive Branch Lobbying," Iowa Administrative Code.

These amendments require the filing of executive branch lobbyist registrations, executive branch lobbyist reports, and executive branch lobbyist client reports to be filed electronically via the Board's electronic filing system.

Pursuant to Iowa Code section 17A.4(3), the Board finds that notice and public participation prior to the adoption of these amendments is impracticable, as it is desirable to have the Board's rules reflect the policy recently implemented by the General Assembly that legislative branch lobbyist registrations, reports, and client reports are to be filed electronically with the legislative branch. The next executive branch report deadline is January 31, 2010.

Pursuant to Iowa Code section 17A.5(2)"b"(2), the Board further finds that the normal effective date of these amendments, 35 days after publication, should be waived and the amendments made effective January 25, 2010. These amendments confer a benefit upon the public and regulated community by ensuring that the two branches regulate the report filings by lobbyists and clients in a uniform manner.

These amendments are intended to implement Iowa Code sections 68B.36, 68B.37, and 68B.38.

These amendments will become effective on January 25, 2010.

The following amendments are adopted.

ITEM 1. Amend subrule 8.7(2) as follows:

8.7(2) Place of filing. Executive branch lobbyist registration statements shall be filed with the board at ~~510 East 12th Street, Suite 1A, Des Moines, Iowa 50319. Registration statements may also be filed by fax at (515)281-3701 or~~ electronically through the board's Web site at www.iowa.gov/ethics.

ITEM 2. Amend subrule 8.8(2) as follows:

8.8(2) Place of filing. Executive branch periodic lobbyist reports shall be filed with the board at ~~510 East 12th Street, Suite 1A, Des Moines, Iowa 50319. Reports may also be filed by fax at (515)281-3701 or~~ electronically through the board's Web site at www.iowa.gov/ethics.

ITEM 3. Amend subrule 8.8(3) as follows:

8.8(3) Time of filing. An executive branch periodic lobbyist report shall be filed on or before April 30, July 31, October 31, and January 31, for the preceding calendar quarter or parts thereof during which the lobbyist was engaged in executive branch lobbying. The report must be ~~physically~~ electronically received by the board on or before the report due date. ~~If mailed, the report must bear a United States Postal Service postmark dated on or before the report due date. Faxed or electronically filed reports must be submitted on or before 11:59 p.m. on the due date. If the report due date falls on a weekend or holiday, the due date shall be extended to the next business day.~~

ITEM 4. Amend subrule 8.9(2) as follows:

8.9(2) Place of filing. Executive branch lobbyist client reports shall be filed with the board at ~~510 East 12th Street, Suite 1A, Des Moines, Iowa 50319. Reports may also be filed by fax at (515)281-3701 or~~ electronically through the board's Web site at www.iowa.gov/ethics.

ITEM 5. Amend subrule 8.9(3) as follows:

8.9(3) Time of filing. An executive branch lobbyist client report shall be filed on or before July 31. The report must be ~~physically~~ electronically received by the board on or before the report due date. ~~If mailed, the report must bear a United States Postal Service postmark dated on or before the report due~~

~~date. Faxed or electronically filed reports must be submitted on or before 11:59 p.m. on the due date. If the report due date falls on a weekend or holiday, the due date shall be extended to the next business day.~~

[Filed Emergency 12/22/09, effective 1/25/10]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 1/13/10.